

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

**Application No.** : 10/523,696  
**Applicants** : Gerhard Schinzel-Reiner et al.  
**Filed** : August 2, 2005  
**TC/A.U.** : 3653  
**Examiner** : Patrick D. Cicchino  
**Docket No.** : 2732-160  
**Confirmation No.** : 8531  
**Customer No.** : 6449

**MAIL STOP: AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Final Office Action dated August 31, 2009.

The period for responding to the Final Office Action dated August 31, 2009, with payment of a three-month extension of time fee would have been February 28, 2010, a Sunday. Applicants filed a Supplemental Amendment on February 19, 2010, with the payment of a three-month extension of time fee. Therefore, no further extension fees are believed due and this Notice of Appeal is timely filed on Monday, March 1, 2010. The Notice of Appeal fee (\$540.00) is submitted herewith. The Commissioner is authorized to charge the required fees to Deposit Account No. 02-2135.

Respectfully submitted,

Date: March 1, 2010

By /Oliver L. Edwards/

Oliver L. Edwards

Attorney for Applicants

Registration No. 64,711

ROTHWELL, FIGG, ERNST & MANBECK, p.c.

Suite 800, 1425 K Street, N.W.

Washington, D.C. 20005

Telephone: (202)783-6040